

1 Depoe Bay Planning Commission
2 Special Meeting
3 Wednesday, June 27, 2012 – 6:00 P.M.
4 Depoe Bay City Hall
5

6 PRESENT: G. Steinke, B. Taunton, R. Hageman, J. Hayes, P. Leoni
7 ABSENT: S. Scopelleti
8 STAFF: City Planner L. Lewis, Recording Secretary C. Duering
9

10 I. CALL MEETING TO ORDER

11 Hageman called the Meeting to order and established a Quorum at 6:00 P.M.
12

13 II. APPROVAL OF MINUTES: May 9, 2012 Regular Meeting.
14

15 Motion: Steinke moved to approve the Minutes of the May 9, 2012 Regular Meeting as written. Taunton
16 seconded the Motion.
17

18 Hageman said it was moved and seconded, and called for discussion. There was none.
19

20 Vote: Motion passed.

21 Ayes: Steinke, Taunton, Hageman, Leoni

22 Abstain: Hayes
23

24 III. PUBLIC HEARING ITEMS

25 Hageman explained the Public Hearing procedure, noting that this procedure applies to all Public Hearing Items
26 (Agenda Item A.) that will be heard this evening. Hageman said Testimony and evidence given must be directed
27 toward criteria described by the City Planner, or other criteria in the Code that the Testifier believes apply to the
28 request. Failure to raise an issue, accompanied by statements or evidence sufficient to afford the Commission and
29 the parties an opportunity to respond to the issue precludes appeal to the State Land Use Board of Appeals on that
30 issue. Application materials or other evidence relied upon by the Applicant had been provided to the City and
31 made available to the Public. Commissioners will be asked for any declaration of ex-parte contact, conflict of
32 interest, or bias to declare. The Public will have the opportunity to state objection to any Planning Commissioner
33 hearing the Case. Applicants will have the opportunity to present information relevant to their Application,
34 followed by Testimony in support of the Application, then Testimony in opposition, with the Applicant having the
35 opportunity for rebuttal. Unless there is a request to hold the Record Open, Testimony will be closed and the
36 Commission will enter into Deliberations on the Application.
37

38 A. Case File: #2-CU-PC-12

39 Applicant: City of Depoe Bay

40 Application: Conditional Use – Outdoor Warning and Public Alert System

41 Zone, Map and Tax Lot: Residential R-1, 09-11-08-CC #00608

42 Location: 212 South Point Street
43

44 Hageman asked if any Commissioner had ex-parte contact, conflict of interest, or bias to declare. Hageman
45 declared that as a member of the Planning Commission he heard the Public's request for an Outdoor Warning and
46 Public Alert System; he participated in the Planning Commission's letter to City Council (letter dated August 12,
47 2010); the Request for Proposal (RFP) and Bid for an Outdoor Warning and Public Alert System; the Evaluation
48 Committee and their final recommendation of a specific proposal based on capability and cost to City Council.
49 Leoni and Steinke stated likewise. There was no objection to any Planning Commissioner hearing the Case.
50 Lewis summarized the Staff Report (copy attached to original of these Minutes). No Written Testimony was

1 received. Lewis asked the Commissioners if they had any questions. Brief discussion ensued regarding the 70 ft.
2 length and 60 ft. height of the installed pole (10 ft. underground). The Applicant was given an opportunity to
3 testify and answer questions from Commissioners. Terry Owings, City Superintendent, was present. The
4 Planning Commission had no questions for him to address. There was no Testimony in support of the Application
5 and no Testimony in opposition. There was no request to keep the Record Open. The Public Hearing was closed
6 and Deliberations began. Hageman called for a Motion.

7
8 Motion: Leoni moved to approve Case File #2-CU-PC-12 (Conditional Use – Outdoor Warning and Public Alert
9 System) and adopt the Conditions of Approval (Items. 1. Thru 3.) as recommended by the City Planner. Steinke
10 seconded.

11
12 Hageman said it was moved and seconded, and called for discussion. There was none.

13
14 Vote: Motion passed.

15 Ayes: Taunton, Hageman, Hayes, Leoni, Steinke

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17 It was the consensus of the Commission to direct Lewis to prepare the Findings, Conclusion and Final Order for
18 Hageman's signature.

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20 IV. NEW BUSINESS

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22 A. Outdoor Warning and Public Alert System Locations

- 23 • Winchell Street Right-of-Way - On the North Side of the Right-Of-Way, Approximately
24 60 Feet West of Bayview Avenue
- 25 • Sunset Street Right-of-Way - On the South Side of the Street, Approximately 30 Feet
26 West of the Highway 101 Sidewalk
- 27 • Highway 101 Right-of-Way - On the East Side of the Highway, and Approximately 750
28 Feet North of Existing Lillian Lane

29
30 No Written Public Input was received and there was no Public present. There was brief discussion regarding the
31 location on Sunset Street Right-of-Way - either side; Notice of Public Meeting was mailed to Property Owners
32 within 350 ft. of all the sites; Highway 101 Right-of-Way approximate location is across from the center of the
33 WorldMark Resort Condominiums; electrical transformers, trenching, and boring are factors that will determine
34 the final installed locations; Little Whale Cove Homeowner's Association has responded to the City's request to
35 install a 5th Outdoor Warning Device within the Little Whale Cove Planned Development (copy attached to
36 original of these Minutes). Hageman clarified that the City is not required to host a Public Meeting to install the
37 Outdoor Warning and Public Alert Systems in Street/Highway 101 Right-of-Ways. The City will now pursue an
38 alternative location in Highway 101 Right-of-Way on the East Side, approximately 750 ft. North of Oceana
39 Street. A Commissioner expressed his deep disappointment with the Little Whale Cove Homeowner's
40 Association Board's decision - seemed to be more of a concern for liability rather than a concern for public safety.
41 Discussion ensued.

42
43 V. ADJOURN

44 There being no further business, the Meeting was adjourned at 6:16 p.m.

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46
47 _____
48 Roy Hageman, President

49
50 _____
Carla Duering, Recording Secretary